

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MAR 01 2013  
JULIA C. DUDLEY, CLERK  
BY:  
DEPUTY CLERK

KENNETH BARBOUR, ) CASE NO. 7:13CV00023

Plaintiff, )  
) FINAL ORDER

v. )  
)

ARLINGTON VIRGINIA )  
COMMONWEALTH ATTORNEY, ) By: James C. Turk  
Defendant. ) Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

**ADJUDGED AND ORDERED**

that plaintiff's motion to proceed in forma pauperis is **DENIED**, and the complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C. § 1915(g); it is **CERTIFIED** that an appeal of this order would not be taken in good faith, pursuant to 28 U.S.C. § 1915(a)(3); and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 11 day of March, 2013.

  
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Senior United States District Judge